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Serial No. : 10551541
Applicant : Schon
Filing Date : 9/14/05
Date of Notice : 10/24/08

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

Applicant filed replacement drawings Sept. 18, 2008 in response to the Notice to File Corrected Application Papers mailed Aug. 8, 2008. In Fig. 4 of the replacement drawings, while the figure label has been corrected from "Figur 4" to "Fig. 4", within the body of the drawing there are eight legends in German. The English language is required.

*A copy of this notice **MUST** be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450".*

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

/Don Fairchild/
Don Fairchild
Office of Data Management
Phone: 703-308-9250, ext. 126

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/551,541 Confirmation No. : 4411
First Named Inventor : Helmut SCHON
Filed : September 14, 2005
TC/A.U. : 3748
Examiner : K. Riddle

Docket No. : 104029.60605US
Customer No. : 23911

Title : Device for Variable Actuation of the Gas Exchange
Valves of Internal Combustion Engines

RESPONSE TO NOTICE TO FILE
CORRECTED APPLICATION PAPERS

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 22, 2008

Sir:

Responsive to the Notice to File Corrected Application Papers mailed October 24, 2008 in the above-identified patent application, transmitted herewith is one (1) sheet of replacement drawing (Figure 4) to be substituted for the second replacement sheet of Figure 4 submitted September 18, 2008. The replacement drawing is identical to the second replacement except for the correction of German text into English and does not introduce any new matter.

If there are any questions regarding this response or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and

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Response Dated: December 22, 2008

Reply to Notice dated: October 24, 2008

Attorney Docket No. 104029.60605US

please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket # 104029.60605US).

Respectfully submitted,



Gary R. Edwards
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Attachment – Replacement Sheet (Figure 4)
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